

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

UNITED STATES OF AMERICA, ex rel.)	
PARKER,)	Case No. 2:10-cv-1028
)	
Plaintiff,)	Judge Frost
)	
v.)	Magistrate Judge Deavers
)	
TESTECH, INC., et. al.,)	
)	
)	FILED UNDER SEAL
Defendants.)	

**UNITED STATES' MOTION TO REOPEN CASE,
NOTICE OF INTERVENTION
AND EX PARTE MOTION FOR ORDER LIFTING SEAL**

The United States hereby moves the Court to administratively reopen this case. On or about March 3, 2011, the Court entered an Order Administratively Closing Case. Pursuant to the False Claims Act, as amended, 31 U.S.C. §§ 3729 et seq., the United States hereby notifies the Court of its decision to intervene in this case and respectfully applies to the Court for an order lifting the seal.

The United States of America, acting through the United States Department of Justice and on behalf of the United States Department of Transportation (collectively the "United States"), TesTech, Inc., Sherif Aziz, Shery Oakes, David Oakes, CESO International, LLC, CESO Testing Technology, Inc., and CESO Inc. (collectively "Defendants"), and Ryan Parker (hereafter collectively referred to as "the Parties") have concluded a final settlement of this matter that contemplates: (1) execution of a settlement agreement by the parties; (2) payment by Defendants of the amounts set forth in the settlement agreement within one hundred twenty (120) days of this

Notice of Intervention; and (3) the United States and Relator filing a Stipulation of Dismissal of this action.

Accordingly, and in anticipation of filing the stipulation of dismissal, the United States requests this Court enter an Order, in the form attached hereto, that administratively reopens the case, and lifts the seal as to the complaint filed herein, any amended complaints, this Notice of Intervention, and all pleadings filed subsequent to this Notice of Intervention. It is respectfully requested that all other pleadings filed in this case remain under seal as such pleadings were provided to the Court for the sole purpose of evaluating whether the seal and time for making an election to intervene should be extended, and that the Court retain jurisdiction to address any disputes arising under the settlement agreement entered by the parties.

Respectfully Submitted,

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s/Andrew Malek
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Intervention was served on June 5, 2013, by first class mail to the following:

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